

This copy of the DECLARATION AND POWER OF
ATTORNEY

is intended for Application No. 09/187,761 submitted
herewith.

Attorney Docket No. 18031-000200US

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **INFUSION SYSTEMS AND METHODS FOR INTRODUCING FLUIDS INTO THE BODY WITHIN A DESIRED TEMPERATURE RANGE** the specification of which is attached hereto or x was filed on January 22, 1997 as Application No. 08/787,425 and was amended on (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119
			Yes <u> </u> No <u> </u>
			Yes <u> </u> No <u> </u>

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status
		<u> </u> Patented <u> </u> Pending <u> </u> Abandoned
		<u> </u> Patented <u> </u> Pending <u> </u> Abandoned

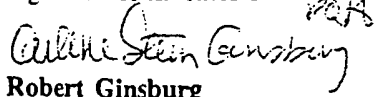
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Darin J. Gibby, Reg. No. 38,464
 Lesley S. Craig, Reg. No. 26,578
 James M. Heslin, Reg. No. 29,541

Send Correspondence to: Darin J. Gibby TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8th Floor San Francisco, CA 94111-3834	Direct Telephone Calls to: (Name, Reg. No., Telephone No.) Name: Darin J. Gibby Reg. No.: 38,464 Telephone: (303) 571-4000
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Full Name of Inventor 1	Last Name Ginsburg	First Name Robert	Middle Name or Initial	
Residence & Citizenship	City Greenwood Village	State/Foreign Country Colorado	Country of Citizenship United States of America	
Post Office Address	Post Office Address 5100 S. Steele Street	City Greenwood Village	State/Country Colorado	Zip Code 80121
Full Name of Inventor 2	Last Name ///	First Name	Middle Name or Initial	
Residence & Citizenship	City	State/Foreign Country	Country of Citizenship	
Post Office Address	Post Office Address	City	State/Country	Zip Code
Full Name of Inventor 3	Last Name ///	First Name	Middle Name or Initial	
Residence & Citizenship	City	State/Foreign Country	Country of Citizenship	
Post Office Address	Post Office Address	City	State/Country	Zip Code

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  Robert Ginsburg	Signature of Inventor 2 ///	Signature of Inventor 3 ///
Date 6/8/97	Date	Date

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That I, Robert Ginsburg, of Arapahoe County, Colorado, hereby appoint my wife, Arlene S. Ginsburg, as my attorney in fact, to act for me and in my place in performing any of the following acts:

1. To acquire, encumber and dispose of any interest of mine in real or personal property upon such terms as my attorney thinks proper.

2. To hold, invest, lease and otherwise manage any interest of mine in real or personal property; to recover possession of property by lawful means; and to maintain, protect, insure, move, store, repair, rebuild, alter, or improve any of that property.

3. To transact every kind of business including the collection, payment, and settlement of all amounts and interests receivable by me or payable by me or to me.

4. To make, endorse, execute, deliver and receive deeds, assignments, contracts, hypothecations, checks, drafts, notes, receipts, releases and any other written instruments that may be necessary. This power expressly includes the authority to endorse and collect obligations of the United States Government or any other governmental entity and to obtain duplicates for checks or other instruments which are missing for any reason.

5. To deposit in or withdraw from any account or interest of mine in any bank, investment institution, credit union, savings and loan association or similar institution; to open accounts in any such institution in my name, in my attorney's name, or in both our names, with or without right of survivorship.

6. To borrow in my name upon such terms as my attorney sees fit; and to pledge or give as security therefor any of my property.

7. To institute, prosecute, defend, compromise, arbitrate and settle legal or administrative proceedings, or otherwise engage in litigation.

8. To hire and dismiss agents, counsel and other employees, upon such terms as my attorney thinks fit.

9. To pay persons and organizations for goods and services provided to me or for my benefit, including reasonable compensation to my attorney in fact. If I become disabled or incompetent, my attorney shall not be obliged to obtain approval of such payments by any individual or court. I exonerate my attorney for payments made pursuant to this authorization.

10. To prepare, execute and file income and other tax returns in all appropriate taxing jurisdictions.

11. To have access to any safe deposit box or boxes to which I have access; to remove or deposit property of mine; to surrender any such box or boxes; and to rent a safe deposit box or boxes in my name, in my attorney's name, or in both our names.

12. To make gifts to charity or individuals which, in the sole opinion of my attorney, are consistent with my prior actions or intentions. In honoring those intentions, my attorney may rely upon any written instrument executed by me, including a will, inter vivos trust, or personal effects memorandum, as well as any discussions I have had with my attorney. My attorney may exercise this power in a manner which she determines, in her sole and absolute discretion, to be beneficial for purposes of my estate planning. The gifts made under this provision may be in any amount; however, unless my attorney believes that additional amounts should be transferred for purposes of my estate planning, gifts to any individual should be limited to an amount equal to the annual gift tax exclusion allowable under Section 2503(b) of the Internal Revenue Code of 1986, as amended. Furthermore, the distributions made by my attorney to herself shall be limited, during each calendar year, to the maximum annual amount as to which the lapse of her power to distribute will not be considered a release of such power under Sections 2041 and 2514 of the Internal Revenue Code of 1986, as amended.

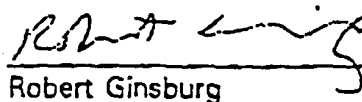
This instrument shall be construed as a general power of attorney. The enumeration of specific powers herein does not limit, and shall not be construed as limiting, the general powers herein granted. I give my attorney full power and authority to perform any act related to my property and affairs which I might or could do personally, and I hereby ratify all that my attorney shall do or cause to be done pursuant to this instrument.

If at any time Arlene is unable or unwilling to act hereunder, I appoint my friend, Michael Bristow, as my attorney in fact.

This instrument becomes effective on the date hereof, and shall remain in full force and effect until my death or until written notice of termination, executed by me, is delivered to my attorney in fact. This general power of attorney shall not be affected by my future disability or incompetence, either physical or mental.

This general power of attorney shall be construed and interpreted in accordance with the laws of Colorado.

Dated this 15th day of December, 1996.


Robert Ginsburg

STATE OF COLORADO

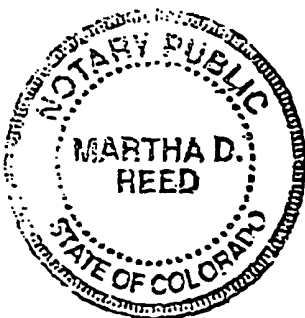
)

) ss.

CITY AND COUNTY OF DENVER

)

The foregoing instrument was acknowledged before me this 19th day of December, 1996, by Robert Ginsburg.



Martha D. Reed

Notary Public

My commission expires: 9-2-97

Attorney Docket No. RADNT-012G

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re Application of:
Radiant Medical, Inc.

Art Unit: 3763

Serial No.: 09/187,761

Examiner: Yasko Jr., J.

Filed: November 6, 1998

For: Infusion Systems and Methods for
Introducing Fluids Into the Body Within
a Desired Temperature RangeAssistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST
(REVOCATION OF PRIOR POWERS)**

Radiant Medical, Inc., a California Corporation, as assignee of the entire right, title and interest in and to the above-identified United States Patent Application and the invention(s) disclosed therein, does hereby state and instruct as follows:

REVOCATION OF PRIOR POWERS OF ATTORNEY

All powers of attorney previously given are hereby revoked and

NEW POWER OF ATTORNEY

The following attorney(s) and/or agent(s) are hereby appointed to conduct all further prosecution of the above-identified patent application and to transact all business in the Patent and Trademark Office connected therewith on behalf of Stout, Uxa, Buyan & Mullins, LLP: ROBERT D. BUYAN, Reg. No. 32,460; FRANK J. UXA, Reg. No. 25,612; DONALD E. STOUT, Reg. No. 34,493; KENTON R. MULLINS, Reg. No. 36,331; JO ANNE YBAGEN, Reg. No. 42,243; GUY L. CUMBERBATCH, Reg. No. 36,114; and PHILIP H. HAYMOND, Reg. No. 38,177, all of the firm of Stout, Uxa, Buyan & Mullins, LLP. Please direct all future correspondence and telephone calls to: Robert D. Buyan, Stout, Uxa, Buyan & Mullins, LLP, 4 Venture, Suite 300, Irvine, CA 92618, telephone: (949) 450-1750.

Radiant Medical, Inc., Assignee of Entire Interest:

Signature:


Paul M. Stull
Corporate Counsel
Assistant Secretary of Radiant Medical, Inc.Date: Sept. 30, 1999